

**CERTIFICATE OF ELECTRONIC TRANSMISSION**

I hereby certify that this correspondence is being electronically transmitted via EFS-WEB on January 21, 2009.

/William R. Allen/                      January 21, 2009  
William R. Allen, Ph.D.                      Date  
Reg. No, 48,389

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:                      Furukawa et al.                      Confirmation No.:      5663  
Serial No.:                      10/767,065  
Filed:                              January 29, 2004  
Art Unit:                        2811  
Examiner:                      Ori Nadav  
Title:                              **VERTICAL NANOTUBE SEMICONDUCTOR DEVICE  
STRUCTURES AND METHODS OF FORMING THE SAME**  
Attorney Docket:              ROC920030268US1

Cincinnati, Ohio 45202

Date: January 21, 2009

**AMENDMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In reply to the non-final Office Action dated October 30, 2008, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims that begins on page 2 of this paper.

**Remarks** begin on page 5 of this paper.